

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
JACKSON DIVISION**

TIMOTHY MAURICE KELLY

PLAINTIFF

VS.

CIVIL ACTION NO. 3:06cv666TSL-JCS

MALCOLM McMILLIN, et al.

DEFENDANTS

JUDGMENT

This matter having come on to be heard on this date upon the report and recommendation of the United States Magistrate Judge entered in this cause on or about November 19, 2007, and the court, after a full review of the record, having adopted said report and recommendation as the finding of this court by order dated this day, finds that this matter should be dismissed with prejudice.

IT IS, THEREFORE, ORDERED AND ADJUDGED that the above captioned cause be, and the same is hereby, dismissed with prejudice.

SO ORDERED this the 11th day of December, 2007.

/s/Tom S. Lee

UNITED STATES DISTRICT JUDGE